

FILED

UNITED STATES DISTRICT COURT

for the

Western District of New York



MAR 14 2008

United States of America

v.

Kendrick Bronson

CLERK, US DISTRICT COURT, WDNY

Case No: 6:04-CR-6157-6

USM No: 07512-055

Phillip Hurwitz, Esq.

Defendant's Attorney

Date of Previous Judgment: November 21, 2005

(Use Date of Last Amended Judgment if Applicable)

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: _____

Amended Offense Level: _____

Criminal History Category: _____

Criminal History Category: _____

Previous Guideline Range: _____ to _____ months

Amended Guideline Range: _____ to _____ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☐ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain): _____

III. ADDITIONAL COMMENTS

The defendant is not eligible due to the fact the offense of conviction does not involve cocaine base.

Except as provided above, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.Order Date: 3-12-08

Charles J. Siragusa
Judge's signature

Effective Date: _____
(if different from order date)

Honorable Charles J. Siragusa, U.S. District Judge
Printed name and title